

CITY COUNCIL MINUTES

December 17, 2012

The Honorable Council of the City of Evansville met on regular session at 5:30 p.m. on Monday, December 17, 2012 in the City Council Chambers, Room 301 Civic Center Complex, Evansville, Indiana, with President Connie Robinson presiding. The following business was conducted.

These minutes are not intended to be a verbatim transcript. Audiotapes of this meeting are on file in the City Clerk's Office.

ROLL CALL:

Present: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson.

There being nine (9) members present and zero (0) members absent and nine (9) members representing a quorum, I hereby declare this session of the Common Council officially open.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance will be led by Scott Danks

President Robinson: Fellow Councilmen and those in the audience, welcome to the December 17, 2012 meeting of the Common Council.

RECOGNITION OF SCHOOLS

TEEN ADVISORY COUNCIL

Laura Ferguson, Kelsey Cobbs, Hayden Meythaler, Abby Wilson

COUNCIL ATTORNEY

This evening John Hamilton is our City Council Attorney.

SERGEANT AT ARMS

This evening Officer Winters is our Sergeant at Arms.

REPORTS AND COMMUNICATIONS **IN YOUR DECEMBER 14th PACKET:**

- *City Council Meeting Agenda for December 17, 2012.
- *Committee Meeting Schedule.
- *Rezoning Ordinance R-2012-24
- *Reports from Safety Director Kevin Kirkwood regarding Taxicabs.

ON YOUR DESK THIS EVENING:

- *Report from Weights and Measures.

President Robinson: Do I have a motion to receive, file and make these reports and communications part of the minutes of the meeting?

Councilwoman Mosby moved and Councilman Friend seconded the motion to receive, file and make these reports and communications a part of the minutes of the meeting. Voice vote. So ordered.

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE R-2012-24 TO APC

R-2 to C-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1200 Edgar Street, Evansville, Indiana 47710

Petitioner: Randall Rakestraw

Owners: Same

Representative: Same

District: Al Lindsey, Ward 6

President Robinson: Is there a motion to adopt the Consent Agenda, First Reading as written?

Councilman O'Daniel moved and Councilman Weaver seconded the motion to adopt the Consent Agenda, First Reading as written. Voice vote. So ordered.

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-27 A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Yellow Cab/Checker Cab for 2013

ORDINANCE G-2012-28 A.S.D.

MOSBY

An Ordinance amending Chapter 8.10 (Nuisances) of the Evansville Municipal Code (Abandoned Vehicles)

ORDINANCE G-2012-29 A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Dave's Taxi Service for 2013

ORDINANCE G-2012-30 A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for Mighty Cab, LLC for 2013

COMMITTEE REPORTS:

A.S.D. COMMITTEE:

CHAIRWOMAN MOSBY

Councilwoman Mosby: Madam President, your A.S.D. Committee met this evening to hear Ordinances G-2012-27, G-2012-28, G-2012-29 and G-2012-30 as amended and all come forward with a do-pass recommendation.

President Robinson: Can I have a motion to accept the Committee Reports and move these ordinances to Third Reading?

Councilwoman Brinkerhoff-Riley moved and Councilman Friend seconded the motion to accept the Committee Reports and move these Ordinances to Third Reading. Voice vote. So ordered.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2012-27

A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Yellow Cab/Checker Cab for 2013

President Robinson: Is there a motion to adopt Ordinance G-2012-27 and call the roll?

Councilwoman Mosby moved and Councilman Weaver seconded the motion to adopt Ordinance G-2012-27 and call the roll.

ROLL CALL

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

President Robinson: There being nine (9) Ayes and zero (0) Nays, Ordinance G-2012-27 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2012-28

A.S.D.

MOSBY

An Ordinance amending Chapter 8.10 (Nuisances) of the Evansville Municipal Code (Abandoned Vehicles)

President Robinson: Is there a motion to adopt Ordinance G-2012-28 and call the roll?

Councilwoman Mosby moved and Councilman Friend seconded the motion to adopt Ordinance G-2012-28 and call the roll.

ROLL CALL

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

President Robinson: There being nine (9) Ayes and zero (0) Nays, Ordinance G-2012-28 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2012-29

A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Dave's Taxi Service for 2013

President Robinson: Is there a motion to adopt Ordinance G-2012-29 and call the roll?

Councilwoman Brinkerhoff-Riley moved and Councilman Lindsey seconded the motion to adopt Ordinance G-2012-29 and call the roll.

ROLL CALL

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

President Robinson: There being nine (9) Ayes and zero (0) Nays, Ordinance G-2012-29 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2012-30 amended A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the

Councilman O'Daniel moved and Councilman Adams seconded the motion to adopt Ordinance G-2012-30 as amended and call the roll.

ROLL CALL

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

President Robinson: There being nine (9) Ayes and zero (0) Nays, Ordinance G-2012-30 as amended is hereby declared adopted.

MISCELLANEOUS BUSINESS

President Robinson: There will not be a City Council meeting on Monday December 24, 2012 or Monday, December 31, 2012. The next City Council Meeting will be held Monday, January 7, 2013 at 5:30 p.m. There are no committee meetings scheduled at this time.

CARRYOVER OF 2012 ORDINANCES TO THE YEAR 2013.

President Robinson: I need a motion to carryover the following ordinances to the year 2013.

Rezoning Ordinances:

R-2012-17	R-2012-22
R-2012-18	R-2012 23
R-2012-20	R-2012-24
R-2012-21	

Councilman Friend moved and Councilman Weaver seconded the motion to carryover these ordinances to the year 2013. Voice vote. So ordered.

Next, Fire Chief.

Chief Connelly: Thank you members of the Council. Fire Chief Mike Connelly. I have copies of all of the work that has been done to all of the fire stations I'd like to distribute to all the Council members.

President Robinson: Yes please.

Chief Connelly: The state refunded county option income tax to every county. The City Council and the mayor were generous enough to direct some of that refund back to the Fire Department; \$375,000

was sent back our way and we, to date, have spent \$367,000. This is a list of all the projects. There are some pending and some that may have change orders. Once I get those final numbers, I'll get you exactly how much we've spent on every component in this remodel.

President Robinson: I appreciate you giving this summary to let us know what you've spent and how you spent it. Are there any...this is, you know, maybe this is something you can show to other department heads.

Chief Connelly: Okay

President Robinson: I mean, you know, not being funny but this keeps us abreast of what's going on and it's very appreciative.

Chief Connelly: And I appreciate it and that's why I want to let you know what that money is doing for the City.

President Robinson: Okay. Are there any questions? Councilman Friend.

Councilman Friend: Chief, has there been any money spent on the Administrative Building at this time?

Chief Connelly: There is some concrete work that was done in the back. We filled in the rear. It's on the very last...

Councilman Friend: Yeah, I missed it. I'm sorry. Sorry about that.

President Robinson: Any questions from any other Council member?

It's the end of the year so you'd better get out of here why you can.

Chief Connelly: I will! Thank you and Merry Christmas.

President Robinson: Merry Christmas.

Okay. Bernice please.

Berniece Tirmenstein: Berniece Tirmenstein, 1636 E. Blackford Avenue. I'd like to express my thoughts regarding some sidewalk issues. October 1996, 16 years ago, I was walking my 100 lb. black lab. In those days, we both traveled at a pretty fast rate, not now. Near the intersection of S.E. Boulevard and Lant Circle, I fell at a badly cracked sidewalk at approximately a six-inch crack. I immediately went to the dentist...a mouth full of debris, swollen lips and face with one tooth hanging. Over a period of five months, four root canals were done on my four front teeth. All teeth were saved yet "serrated" edges due to scraping the concrete as the dog pulled me remain as well as some embedded debris in my chin. Cost of dental work was \$1,425.04.

Different people advised me to make a claim with the City to re-coop costs. Finally, on March 10, 1997 I took my claim to Toby Shaw's office, a claim only for the actual dental costs. The next day Margaret Perdue called me saying the claim was so well documented the City would pay. She further stated if I had any problems in the future to contact them.

Follow-up on that sidewalk: Soon an article appeared in "The Evansville Courier & Press" that there was need for sidewalk repairs. A crew came and painted the sidewalk where I fell with orange paint. Over these 15-16 years, the paint is gone, and to my knowledge, the crack is still there.

Today we are placing so much emphasis on park construction and green space. Maybe we need to look at sidewalk repair. Thank you.

President Robinson: Okay, thank you. Berniece, I think that you'll find out that we are spending...I don't have the exact number in front of me, but we are spending quite a bit next year on sidewalks. Each Councilperson was asked to give a list of sidewalks in their areas that need to be repaired and I think Pat Keepes has met with each Councilman and told them the sidewalks and they send out...in addition to that, we've had citizens call in and representatives from the City Engineering Department have gone to where the call-ins were and looked at the sidewalks. So you are going to see a significant difference in sidewalks.

Berniece Tirmenstein: That's great.

President Robinson: Yeah, okay and thank you

Councilman McGinn: Quick question here too. That's in the Ross Center Neighborhood.

Berniece Tirmenstein: No

Councilman McGinn: Oh, it's not.

President Robinson: She's up there by Bosse. She's in Second; she's in Missy's I think. You're in mine? Yeah, okay, you're in Fourth.

I tell you what, I can...I will get you a list of the sidewalks, not just in the Fourth Ward but all the sidewalks that are being...that we are going to repair. They are in the process now. They sent out for bids so they are waiting for the bids to come back and then they'll start working. Of course, you can't do sidewalks now but they'll start as soon as spring.

Berniece Tirmenstein: Thank you.

President Robinson: Okay, thanks.

Councilman Adams: Berniece how is the dog?

Berniece Tirmenstein: How's the dog? The dog was poisoned. Not by me. But many attempts. He was too good a watchdog in the neighborhood

Councilman Adams: Merry Christmas

President Robinson: Thank you Berniece.

Okay, well I guess this is the time in the program, not the meeting but the program, that we say farewell to John Hamilton. I guess I've been with John longer than anyone else has. It's been a good love affair John but it's coming to an end.

Counsel Hamilton: You know we are on TV.

(Laughter)

President Robinson: I think both our spouses know that I'm just kidding.

I don't know if anybody wants to say anything but I appreciate working with you for 13 years. I think you've done an outstanding job. I'm going to miss you. You've always been there I know, for all of us. We've called you anytime and you've always gotten back quickly and done whatever we've asked you to do and you have guided us in the right direction. We hope you...we are going to miss you but enjoy your Monday nights.

Counsel Hamilton: I will and I'd like to thank not only Council but I've worked with three mayors, three Corporation Counsels, many past members of City Council, department heads, and employees. I've relied very heavily on the City Clerk's Office, Lynn, Alberta and Laura. I'm going to keep all the good friendships I've made. It's been really gratifying. When private clients leave my office, I always tell them that the attorney's on Council, and Scott will relate to this, I always say, say something good about a lawyer. So thank you all.

President Robinson: Okay, thank you.

(Applause)

On behalf of City Council *(Inaudible -Applause)*...we couldn't give you what you are really worth.

If anyone wants to say anything, you are more than welcome to.

Councilman McGinn: Lawyers have to talk. Maybe it takes a lawyer to know how good you really were, or are John. I appreciate everything you've done, and like I wrote on the little card there, I'm going to miss you terribly. Thank you.

Councilman Friend: Yeah John, thanks for the time. I haven't been on Council as long as you have but it's been really great having you.

Councilman Adams: John thanks for putting up with me. All the Mickey Mouse you had to put up with me. Thank you so much.

Counsel Hamilton: I told Scott it will be entertaining.

Councilman Lindsey: Hey John, I'm sure in all the time you've been on this Council there are only two dumb...the only dumb questions are the ones you don't ask and the ones I do ask. You really...you helped me through and I...because I thought I was going to be doing a little bit more than I thought I was able to do and you let me know pretty quick.

Councilwoman Mosby: John, I just want to say thanks for everything you've done. Every time I've called, you were very prompt to return my calls, always gave me the answers I needed and I truly appreciate your friendship and please keep in touch.

Councilman O'Daniel: Apart from what you've done as a lawyer, you are a good person and a perfect gentleman and I think that should be your legacy.

Counsel Hamilton: *(Inaudible)*

President Robinson: Well we thank...we are going to look...we appreciate, like I said, we are going to miss you.

Scott, I guess I'll give you your first assignment.

Counsel Danks: All right

President Robinson: Okay, we would like you to write a resolution and send it to the City Council in Newtown, Connecticut on behalf of this Council. Councilwoman Mosby had requested that. If you can bring it to the first meeting in January, we can all sign it. Okay. Thank you.

Counsel Danks: May I comment on John as well? He truly is a gentleman, a brilliant lawyer and I've had the pleasure of knowing John for quite some time. Yeah, he is truly a fine lawyer, a fine person and John, I hope I can fill your shoes. It won't be easy.

Counsel Hamilton: Well, we are meeting Thursday to go through a lot of stuff.

Counsel Danks: Yeah, I got it.

Counsel Hamilton: If anybody has anything, get it to us.

President Robinson: Thanks John. We look forward to seeing you around town.

COMMITTEE MEETINGS SCHEDULE:

A.S.D. COMMITTEE:

Nothing scheduled at this time.

CHAIRWOMAN MISSY MOSBY

FINANCE COMMITTEE:

Nothing scheduled at this time.

CHAIRMAN JOHN FRIEND

PUBLIC WORKS COMMITTEE:

Nothing scheduled at this time.

CHAIRMAN DAN MCGINN

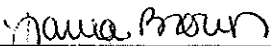
President Robinson: And one thing, in your packet last week, we had list of board appointments. Please look those over carefully and whoever the new president is next year so that we can decide who is going to be appointed to the boards because we'll need to do that at the first meeting.

ADJOURNMENT


President Robinson: Can I have a motion for adjournment?

Councilwoman Mosby moved and Councilman Friend seconded the motion to adjourn.
Voice Vote. So Ordered.

Meeting adjourned at 5:51 p.m.



Laura Brown, City Clerk



Constance Robinson, President

AGENDA

ROLL CALL

PLEDGE OF ALLEGIANCE

RECOGNITION OF SCHOOLS

READING AND AMENDMENT OF MINUTES

REPORTS AND COMMUNICATIONS

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE R-2012-24 TO APC **R-2 to C-2**

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1200 Edgar Street, Evansville, Indiana 47710

Petitioner: Randall Rakestraw
Owners: Same
Representative: Same
District: Al Lindsey, Ward 6

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-27 **A.S.D.** **MOSBY**

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Yellow Cab/Checker Cab for 2013

ORDINANCE G-2012-28 **A.S.D.** **MOSBY**

An Ordinance amending Chapter 8.10 (Nuisances) of the Evansville Municipal Code (Abandoned Vehicles)

ORDINANCE G-2012-29 **A.S.D.** **MOSBY**

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Dave's Taxi Service for 2013

ORDINANCE G-2012-30 **A.S.D.** **MOSBY**

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Mighty Cab, LLC, for 2013

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-27 A.S.D. MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Yellow Cab/Checker Cab for 2013

ORDINANCE G-2012-28 A.S.D. MOSBY

An Ordinance amending Chapter 8.10 (Nuisances) of the Evansville Municipal Code (Abandoned Vehicles)

ORDINANCE G-2012-29 A.S.D. MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Dave's Taxi Service for 2013

ORDINANCE G-2012-30 A.S.D. MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Mighty Cab, LLC, for 2013

MISCELLANEOUS BUSINESS

There will not be a City Council meeting for the next two Mondays, December 24th and December 31st. The next City Council meeting will be Monday, January 7, 2013 at 5:30 p.m.

CARRYOVER OF 2012 ORDINANCES AND RESOLUTIONS TO THE YEAR 2013.

Rezoning Ordinances:

R-2012-17	R-2012-22
R-2012-18	R-2012 23
R-2012-20	R-2012-24
R-2012-21	

ADJOURNMENT

CITY COUNCIL COMMITTEE MEETING SCHEDULE

December 17, 2012

A.S.D. COMMITTEE:

Re: Ordinance G-2012-28

Date: December 17, 2012

Time: 5:15 p.m.

Notify: Ted Ziemer

CHAIRMAN MOSBY

An Ordinance amending Chapter 8.10 (Nuisances) of the
Evansville Municipal Code (Abandoned Vehicles)

Re: Ordinance G-2012-27

Date: December 17, 2012

Time: 5:20 p.m.

Notify: Heather L. Williams

Application for Certificate of Convenience and
Necessity for River City Yellow Cab/Checker Cab

Re: Ordinance G-2012-29

Date: December 17, 2012

Time: 5:25 p.m.

Notify: David Goldblatt

Application for Certificate of Convenience and
Necessity for Dave's Taxi Service

Re: Ordinance G-2012-30

Date: December 17, 2012

Time: 5:30 p.m.

Notify: John Noback

Application for Certificate of Convenience and
Necessity for Mighty Cab LLC

- Moment of Silence
- Resolution to their City

The Honorable Council of the City of Evansville is hereby called to order. Madam Clerk, please call the roll.

ROLL CALL

<u>✓</u> M ^c GINN	<u>✓</u> FRIEND	<u>✓</u> O'DANIEL
<u>✓</u> MOSBY	<u>✓</u> LINDSEY	<u>✓</u> WEAVER
<u>✓</u> BRINKERHOFF-RILEY	<u>✓</u> ADAMS	<u>✓</u> ROBINSON

There being 9 members present, 0 members absent, and 9 members representing a quorum, I hereby declare this session of Common Council officially opened.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance will be led by Scott Daniels.

Fellow Councilmen and those in the audience, welcome to the December 17, 2012 meeting of the Common Council.

RECOGNITION OF SCHOOLS

Are there any students in the audience who would like to be recognized?

SCHOOL: _____
NAME: _____

SCHOOL: _____
NAME: _____

TEEN ADVISORY COMMITTEE: Laura Ferguson
Kelsey Cobbs
Hayden Meythaler
Abby Wilson

COUNCIL ATTORNEY

This evening John Hamilton is City Council Attorney.

SERGEANT AT ARMS

This evening Officer Winters is our Sergeant at Arms.

REPORTS AND COMMUNICATIONS
IN YOUR DECEMBER 14th PACKET:

- *City Council Meeting Agenda for December 17, 2012.
- *Committee Meeting Schedule.
- *Rezoning Ordinance R-2012-24
- *Reports from Safety Director Kevin Kirkwood regarding Taxicabs.

ON YOUR DESK THIS EVENING:

- *Report from Weights and Measures.

Councilman Mosby moved and Councilman Friend

seconded the motion to receive, file and make these reports and communications a part of

the minutes of the meeting. Voice vote. ✓ So ordered. ✓

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE R-2012-24 TO APC

R-2 to C-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1200 Edgar Street, Evansville, Indiana 47710

Petitioner: Randall Rakestraw
Owners: Same
Representative: Same
District: Al Lindsey, Ward 6

Is there a motion to adopt the Consent Agenda, First Reading as written?

Councilman O Daniel moved and Councilman Weaver seconded the

Motion to adopt the Consent Agenda First Reading as written. Voice vote. So ordered.

✓

✓

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-27 **A.S.D.** **MOSBY**

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Yellow Cab/Checker Cab for 2013

ORDINANCE G-2012-28 **A.S.D.** **MOSBY**

An Ordinance amending Chapter 8.10 (Nuisances) of the Evansville Municipal Code (Abandoned Vehicles)

ORDINANCE G-2012-29 **A.S.D.** **MOSBY**

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Dave's Taxi Service for 2013

ORDINANCE G-2012-30 ^{Amend} **A.S.D.** **MOSBY**

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Mighty Cab, LLC for 2013

COMMITTEE REPORTS:

A.S.D. COMMITTEE:

CHAIRWOMAN MOSBY

Councilwoman Mosby: Madam President, your A.S.D. Committee met this evening to hear Ordinances G-2012-27, G-2012-28, G-2012-29 and G-2012-30 and all come forward with a (do-pass/do not-pass) recommendation. ^{Amend}

Councilman Riley moved and Councilman Friend seconded the motion to accept the committee reports and move these ordinances to Third Reading.

Voice vote. So ordered.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-27

A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Yellow Cab/Checker Cab for 2013

Is there a motion to adopt Ordinance G-2012-27 call the roll?

Councilman mosby moved and Councilman Weaver seconded the motion to adopt Ordinance G-2012-27 and call the roll.

ROLL CALL

✓ MCGINN

✓ FRIEND

✓ O'DANIEL

✓ MOSBY

✓ LINDSEY

✓ WEAVER

✓ BRINKERHOFF-RILEY

✓ ADAMS

✓ ROBINSON

There being 9 Ayes and 0 Nays, Ordinance G-2012-27 is hereby declared
ADOPTED/DENIED.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-28

A.S.D.

MOSBY

An Ordinance amending Chapter 8.10 (Nuisances) of the Evansville Municipal Code
(Abandoned Vehicles)

Is there a motion to adopt Ordinance G-2012-28 and call the roll?

Councilman mosby moved and Councilman Friend seconded the
motion to adopt Ordinance G-2012-28 and call the roll.

ROLL CALL

✓ M^cGINN

✓ FRIEND

✓ O'DANIEL

✓ MOSBY

✓ LINDSEY

✓ WEAVER

✓ BRINKERHOFF-RILEY

✓ ADAMS

✓ ROBINSON

There being 9 Ayes and 0 Nays, Ordinance G-2012-28 is hereby declared
ADOPTED/DENIED.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-29

A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Dave's Taxi Service for 2013

Is there a motion to adopt Ordinance G-2012-29 and call the roll?

Councilman Riley moved and Councilman Lindsey seconded the motion to adopt Ordinance G-2012-29 and call the roll.

ROLL CALL

✓ M^cGINN

✓ FRIEND

✓ O'DANIEL

✓ MOSBY

✓ LINDSEY

✓ WEAVER

✓ BRINKERHOFF-RILEY

✓ ADAMS

✓ ROBINSON

There being 9 Ayes and 0 Nays, Ordinance G-2012-29 is hereby declared
ADOPTED/DENIED.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-30 Amend A.S.D.

MOSBY

An Ordinance for the Application for Certification of Convenience and Necessity for the Taxicabs for Mighty Cab, LLC for 2013

Is there a motion to adopt Ordinance G-2012-30 ^{Amend} and call the roll?

Councilman O'Daniel moved and Councilman Adams seconded the motion to adopt Ordinance G-2012-30 and call the roll.

ROLL CALL

✓ M^cGINN

✓ FRIEND

✓ O'DANIEL

✓ MOSBY

✓ LINDSEY

✓ WEAVER

✓ BRINKERHOFF-RILEY

✓ ADAMS

✓ ROBINSON

There being 9 Ayes and 0 Nays, Ordinance G-2012-30 is hereby declared
ADOPTED/DENIED. ^{Amend}

MISCELLANEOUS BUSINESS

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CARRYOVER OF 2012 ORDINANCES TO THE YEAR 2013.

President Robinson: I need a motion to carryover the following ordinances to the year 2013.

Rezoning Ordinances:

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R-2012-18	R-2012 23
R-2012-20	R-2012-24
R-2012-21	

Councilman Friend moved and Councilman Weaver seconded the motion to carryover these ordinances to the year 2013. Voice vote. So ordered.

Fire Chief Mike Connelly: Report on the extractors and dryers.

Bernice Tirmenstein

Berniece Tirmenstein, 1636 E. Blackford Ave.
I'd like to express my thoughts re: some sidewalk issues. October, 1996, 16 years ago, I was walking my 100 lb. Black Lab. In those days we both "traveled" at a fast pace. Near the intersection of S. E. Blvd and Lent Circle near the back yard, 1670 Lent Circle, I fell at a badly cracked sidewalk - at approximately a 6" angle. ^{crack}
I immediately went to the dentist - mouth full of debris, swollen lips & face with one tooth hanging. Over a period of five months, four root canals were done on my four front teeth. All teeth were saved, yet "serrated" edges due to scraping the concrete ^{as the dog pulled me.} remain as well as some embedded debris in my chin. Cost of dental work was \$1,425.04.

Different people advised me to make a claim with the city to recoup costs. Finally On March 10, 1997 I took my claim to Toby Shaw's office - a claim only for actual dental costs. Next day Margaret Perdue called me, saying the claim was so well documented, the city would pay. She further stated if I had any problems in the future to contact them.

Follow up on that sidewalk: Soon an article appeared in "The Evansville Courier & Press" that there was need of sidewalk repairs. A crew came and painted the sidewalk where I fell with orange paint. Over those 15-16 years the paint is gone, and to my knowledge the crack is still there.

Today, we are placing so much emphasis on parks construction and green spaces. Maybe we need to look at sidewalk repair.

Berniece Tirmenstein

COMMITTEE REPORTS:

A.S.D. COMMITTEE:

Nothing scheduled at this time.

CHAIRWOMAN MISSY MOSBY

FINANCE COMMITTEE:

Nothing scheduled at this time.

CHAIRMAN JOHN FRIEND

PUBLIC WORKS COMMITTEE:

Nothing scheduled at this time.

CHAIRMAN DAN MCGINN

ADJOURNMENT

Councilman Mosby moved and Councilman Friend

seconded the motion to adjourn. Voice Vote. ✓ So Ordered. ✓

Meeting adjourned at 5:51 p.m.

2012 Evansville Fire Department Facilities Improvements

Station 1

Replaced concrete apron on Gum Street side

Repaired /Re-asphalt/Restriped parking lot

Replaced/Repaired two HVAC units

Repaired drain line (Investigators Office line) (tile work with #1)

Install new energy efficient windows (not completed) **getting quotes**

Repaired damaged plaster and repainted several rooms

Replaced 2 over head doors in apparatus room

Station 2

Replaced celestial windows in great room

Installed Ice Maker

Replaced concrete apron (both sides of apparatus bays)

Painted walls in great room

Station 3

Replaced roof

Paved/Restriped parking lot

Station 4

Replaced roof

Installed Ice Maker

Station 5

Sealed concrete walls at roofs edge (between apparatus room & kitchen) Leak issues

Station 6

Installed Ice Maker

2012 Evansville Fire Department Facilities Improvements

Station 7

Replaced roof

Installed Ice Maker

Install valve in sewer line to prevent sewage back up from entering station

Install new energy efficient windows (not completed) **getting quotes**

Paint interior walls

Station 8

Install new HVAC unit

Station 9

Replaced concrete apron (in front of all apparatus bays)

Station 10

Installed new roof

Installing new energy efficient windows (not completed) **getting quotes**

Station 14

Replace concrete apron

Replaced roof

Installed new gutters and downspouts

The following work is currently being done

Replaced two exterior doors (not completed)

Replace kitchen cabinets

Replace kitchen counter top

Replace kitchen faucet

Install new showerheads and faucets

New tile work in shower

2012 Evansville Fire Department Facilities Improvements

Station 14 – continued

Replace bathroom vanity top

Replace vanity faucets

Replace tile flooring throughout (w/ exception to bedroom and locker room)

Repaint walls and ceiling throughout

Re-grade soil to run water away from building

Re-caulk the foundation

Station 15

Replaced Asphalt/Restripe parking lot

Replaced apparatus room floor

Station 16

Replaced concrete at entrances to aprons

Painted interior walls

Replaced Overhead door in Chief's bay

Station 17

No work needed

Administration Office

Replace concrete at rear apparatus bay

Brown, Laura

From: Lloyd, Russell
Sent: Friday, December 14, 2012 6:57 PM
To: Connie Robinson; call453misy@yahoo.com; John Friend; DRHDA501@aol.com; ssbrinkerhoff@yahoo.com; al lindsey; Dan McGinn; Codaniel@fohlaw.com; Jonathan Weaver
Cc: Winnecke, Lloyd; Brown, Laura; Buhr, Lynn; Schaefer, Steve; Fithian, George
Subject: RE: FUND 0706 Workers Compensation analysis 2012 2011
Attachments: Fund 706 Workers Compensation analysis 2012 2011.pdf

Councilors: Councilman O'Daniel asked me about the balances in Fund 0706 Worker's Compensation at the 12/10/12 City Council meeting. I didn't look on the following page to see we invested \$250,000 in a Certificate of Deposit to go with the \$64,804.00 account cash balance. That investment (not done in 2011) explains the bulk of the variance. As the attached analysis explains, the City hired a new Safety Manager (a position that has been vacant since June 2011) that is funded here so that expense increased but otherwise Fund expenditures seem consistent. The Safety Manager's program will increase safety practices at City facilities and hopefully reduce injuries and lower worker's compensation costs over time.

Please contact me if you have any further questions.

Russell Lloyd, Controller # # #

Fund 0706 Worker's Compensation Cash & Investment Account Analysis (Cash Basis)

November 30, 2012

Cash 101000

Fund: 0706 Org: 7066401	2011				2012			
	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
TOTAL REVENUES	\$ 158,515	\$ 951,675	\$ 20,000	\$ 500	\$ 201,563	\$ 938,389	\$ 250,612	\$ 260,032
TOTAL EXPENDITURES	\$ 341,097	\$ 351,063	\$ 185,434	\$ 167,353	\$ 298,806	\$ 588,184	\$ 650,024	\$ 362,613
Net	\$ (182,582)	\$ 600,612	\$ (165,434)	\$ (166,853)	\$ (97,243)	\$ 350,205	\$ (399,411)	\$ (102,582)

Invest ment 103000

Fund: 0706 Org: 7066401	2011				2012			
	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
TOTAL PURCHASES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ 250,000	\$ 250,000
TOTAL SALES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ 250,000
Net	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ -	\$ -

Combined Summary

	2011				2012			
	12/31/2010	3/31/2011	6/30/2011	9/30/2011	12/31/2011	3/31/2012	6/30/2012	9/30/2012
Cash Balance - Beginning	\$ 228,092	\$ 45,510	\$ 646,122	\$ 480,688	\$ 313,835	\$ 216,592	\$ 566,797	\$ 167,386
Investment Balance	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ 250,000
Fund 0706 Ending	\$ 228,092	\$ 45,510	\$ 646,122	\$ 480,688	\$ 313,835	\$ 216,592	\$ 816,797	\$ 417,386

Reasons for cash depletion from 2nd quarter 2012 through November 30, 2012: The safety manager position, which is paid through this fund, (7066401-411013) was filled in the 3rd quarter of 2012. This position was vacant for the three preceding quarters. In the 2nd quarter of 2012 \$250,000 was invested in a CD. Over the next 2 quarters, these funds were continually reinvested. The latest CD of \$250,000 is scheduled to mature in December 2012. The trending balance of fund 0706 in 2012 is constant with the trending balance in 2011.

To: Lynn Buhr, City Clerk's Office

From: Kevin Kirkwood, Personnel- Safety Manager

Date: 12/10/12

Re: Approval for Drug /Alcohol policy for River City Yellow Cab Co., INC. dba Yellow Cab/Checker Cab.

Lynn -

In review of the Drug and Alcohol policy section of this document it appears to be in line with the City Of Evansville's current practice. Based on the information illustrated River City Yellow Cab Co, Drug policy is acceptable.

Sincerely,

Kevin Kirkwood, Safety Manager

To: Lynn Buhr, City Clerk's Office

From: Kevin Kirkwood, Personnel- Safety Manager

Date: 12/10/12

Re: Approval for Drug /Alcohol policy for David Goldblatt D/B/A Dave's taxi Service.

Lynn -

In review of the Drug and Alcohol policy section of this document it appears to be in line with the City Of Evansville's current practice. Based on the information illustrated David Goldblatt D/B/A Dave's Taxi Service, Drug and Alcohol policy is acceptable.

Sincerely,

Kevin Kirkwood, Safety Manager

To: Lynn Buhr, City Clerk's Office

From: Kevin Kirkwood, Personnel- Safety Manager

Date: 12/10/12

Re: Approval for Drug /Alcohol policy for Mighty Cab LLC.

Lynn -

In review of the Drug and Alcohol policy section of this document it appears to be in line with the City Of Evansville's current practice. Based on the information illustrated Mighty Cab LLC, Drug and Alcohol policy is acceptable.

Sincerely,

Kevin Kirkwood, Safety Manager